UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION DOCKET NO. 3:16-cr-00052-MOC-DSC

| UNITED STATES OF AMERICA, |) | |
|---------------------------|---|-------|
| |) | |
| |) | |
| |) | |
| Vs. |) | ORDER |
| |) | |
| MICHAEL OMSTEAD SMITH, |) | |
| |) | |
| Defendant. |) | |
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THIS MATTER is before the court on the government's Motion to Dismiss Indictment Without Prejudice. Having considered the government's motion and reviewed the pleadings, the court enters the following Order.

ORDER

IT IS, THEREFORE, ORDERED that the government's Motion to Dismiss Indictment
Without Prejudice (#18) is GRANTED, and the Indictment is DISMISSED without prejudice.

Signed: November 23, 2016

Max O. Cogburn Jr United States District Judge